



05-22-06

IFW

3735

Patitioner's Docket No. 101499.0001US1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Joseph Neev

Application No.: 09/854,311

Group No.: 3735

Filed: 05/10/2001

Examiner: David M. Shay

For: OPTO-THERMAL MATERIAL MODIFICATION

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is a small entity. A statement was already filed.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for two months:

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

G deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

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05/24/2006 WABDELRI 00000039 502191 09854311

37 C.F.R. § 1.10\*

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01 FC:2252

225.00 DA

TRANSMISSION

G facsimile transmitted to the Patent and Trademark Office, (571) 273 - 8300.

Date:

5/19/06

Signature

Jacquelyn Campbell

(type or print name of person certifying)

\* Only the date of filing ( ' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" ( ' 1.10) or facsimile transmission ( ' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Fee: \$225.00

### FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA				
				RATE	ADDIT. FEE		
TOTAL	18	- 25	= 0	x \$ 25.00	= \$		0.00
INDEP.	2	- 3	= 0	x \$ 100.00	= \$		0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$ 0.00	= \$		0.00
				TOTAL ADDIT. FEE	\$		0.00

No additional fee for claims is required.

### FEE PAYMENT

5. Authorization is hereby made to charge the amount of \$225.00 to Deposit Account No. 502191.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.

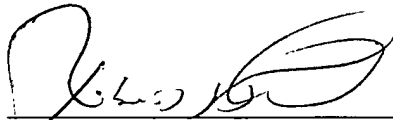
### FEE DEFICIENCY

6. If an additional extension and/or fee is required, charge Account No. 502191.

If an additional fee for claims is required, charge Account No. 502191.

Date:

5/19/06



Robert D. Fish  
Registration No. 33880  
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US  
714-641-5100  
Customer No. 34284



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STATEMENT THAT SUBSTITUTE SPECIFICATION  
CONTAINS NO NEW MATTER (37 C.F.R. § 1.125)

1. Identification of person making this statement

Robert D. Fish  
Rutan & Tucker, LLP  
611 Anton Blvd., Suite 1400  
Costa Mesa, CA 92626  
US

The person making this statement is the attorney in this application, Registration Number 33880.

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**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***

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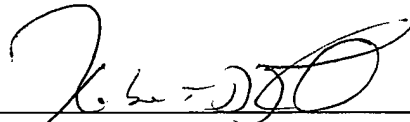
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## 2. Statement

I hereby state that the accompanying substitute specification contains no new matter over that contained in the above-identified application originally filed.

I further state that the changes made are the same as indicated in the inter-lineated original specification also accompanying this declaration.

  
\_\_\_\_\_  
Signature of person making statement